## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA RECEIVENTSION

MOA	francy County Sheriff's	10g8 JAN -2 A 10: 46
Tin	nothy Wade Rhodes Plaintiff(s),	DEBRA P. HACKETT, CLK U.S. DISTRICT COURT WIDDLE ICIVIL ACTION NO.
Mon	v.  tgomery Cavaty Sheriff's  Department  Defendant(s).	2:08 CV 0004 - MEF
	· /	OMPLAINT
1. - 334 334/	Plaintiff(s)' address and telephone n 4/396-0196 396-019	
2.	Name and address of defendant(s):_	Montgomery Country Sheriff's Dept. 115 3. Persy 51. Manage, Al. 36104
3.	Place of alleged violation of civil rig	ents: Munta County Court house
4.	Date of alleged violation of civil right	nts: Can't remember even the year, Citter 2001 or 2002
Oct reg this	violated: The fact of this  h the MC S. D in 2 got or 2  Complied; Since, the scarner  stration & was not active on a  i, 2005. Note: Is was  ister with the city—— with  Iaw (Alabama Code Title 15—	ur allegation that your constitutional rights have been issue is: I was ordered by Sql. Hayes over to register as a sex offender"  hat this particular law relating to this the books or an effective addendum until  Sql. Hayer who also ordered me to this I also complied. I learned of Chapter 20) while thying to disassucrate eaddendum (13A-11-200) in the process
	į.	

6. Relief requested: I wish that I could be removed from the
System as a "sex offender", with city + country. I am currentle in
the process of submitting a "Pardon Request" to the Mayor for his
the process of submitting a "Pardon Request" to the Mayor for his consideration. I would like to castos of this "Pardon Request" with it's
contents to The United States District Court For The Middle District of
Alabana" as to "shed light" hopefully, on this issue. Since not being
able to rome to terms with Short Marshall, and it law applies,
I am seeking a total sum of & 18,000,000.00 tol evictions,
1051 job ornothenitiest me extal anguish the tot the factor ( provided fornish
I am seeting a total sum of & 18,000,000.00 tol enclives, 1051; job opportunitiest mental anguish the test the fector (provided fornish NO LEGAL NOSTRUM OFFERED PLEASE! as greded.)
Date: 12-20-2007 Timothy, Wade Rhafes
Timethe Wak Klock

Plaintiff(s) Signature

December.	24,2007
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To: The Honorable Bubby Bright

103 N. Perry Street

Montgomery, Alabama 36104

From: Timothy Wade Rhodes
617 Durward Dr.

Mortgonery, Alabama 36117

My Dear Mayor Bright: Please allow me this opportunity to re-sulimit a "Parken Request" in my own behalf that was declined by your Honor, according to the enclosure sent win your Honor's legal department, for the Consistions of Subment Exposure; which, pursuant to alabama Code Title 15-Chapter 20 < 13A-6-68 < 13A-11-200, require motification of sex offender status and sex Offender registration. along with the original character letters submitted as part of my first "farder Request," this re-sulmission included the following: O The "Parton Request" form thely @ the Olabackground clerk, and 3 the Montgomery Circuit Court records. Since the Montgomery Circuit Court records do not include the Complaintants' statements ( due to water damage, as A understand), A would like to also submit a personal description of each Angecent Exposure charge and consistion on the reverse sife of the "charge listed"; which I feel would be not only beneficial to Your Amor's devision, but also vecessary.

Pg. 2

If alalama Code 13A-11-200 (referenced in the introductory paragraph) applies to may previously-bated consistions, and if your Honor is still heritant to accord a paylor after reviewing the Contents of this re-submission; then I would himly ask your Honor to consider granting a re-duction of these charges; whereby I would have to have my name Completely removed from the system as a "sex offender".

May Lod quide you in this and all decisions you must make as mayor of our city.

Notaey: Valencia Tosta-

Linesely W. Pholes

MY COMMISSION FXPIRES MAY 24, 2010

P. S. Immediately following the intents of this "factor reguest" re-sulminian will be another reference to the "Lescriptice" in the reverse side of the "clarges listed," reinforcing why I feel more of the Imperent Exposure charges apply to the latest ablesdum of alabama Corle Title 15 - Chapter 20 and, also, a "presumption of law" and, a pusmal, informative 2 no Enclosure.

#### WALTER R. BYARS

CITY ATTORNEY wbyars@ci.montgomery.al.us tdavis@ci.montgomery.al.us

WALLACE D. MILLS

STAFF ATTORNEY wmills@ci.montgomery.al.us

KIMBERLY O. FEHL

SENIOR STAFF ATTORNEY kfehl@ci.montgomery.al.us



ASSOCIATE ATTORNEY mboyle@ci.montgomery.al.us

June 14, 2006

Honorable Andrew Skier 505 South Perry Street Montgomery, Alabama 36104

Re:

Timothy Rhodes

Dear Andrew:

The Mayor has considered your client's request for a pardon but unfortunately has declined it at this time.

If you have any questions or require additional information, please let me know.

With best regards, I remain

Sincerely yours,

Kimberly O. Fehl

Staff Attorney

KOF/dp

#### MONTGOMERY AREA MENTAL HEALTH AUTHORITY

101 COLISEUM BOULEVARD, P.O. BOX 3223 MONTGOMERY, ALABAMA 36109

(334) 279-7830

SERVING MONTGOMERY, ELMORE. **AUTAUGA AND LOWNDES COUNTIES** 

> WILLIAM T. WRIGHT **Executive Director**



MONTGOMERY

January 12, 2006

#### TO WHOM IT MAY CONCERN:

Mr. Rhodes has been a patient at the Montgomery Area Mental Health Authority, where I am employed, since 1984. The mental illness for which he receives treatment is characterized by impulsive and reckless behavior, decrease in ability to exercise good judgement, excessive talking, increased motor activity and sometimes grandiose thinking. Medication is very effective in controlling these symptoms but if the medications are decreased or stopped, the patient will experience an increase in symptoms. It is my belief that Tim was not taking his medication or was improperly medicated at the time when he engaged in unlawful behavior. Throughout the years that I have known him, I have never observed any antisocial traits in his personality.

Based on my personal and professional knowledge of Tim, I believe that the granting of a pardon is highly appropriate.

He remains in treatment and is compliant.

Sincerely,

John Radeliff, FPC Mmds Co Dir Jo Ann Radcliff, LPC

**Montgomery County Director** 

New Treatment Facility: Be havioral Medicine
6324 Woodmere Blud.
Wordg., al. 36117
1224122-3889 Jax(334)222-4089



679 Durward Drive Montgomery, Alabama November 14, 05

#### Dear Mayor Bright:

My name is Willa Rhodes, Tim's mother. Please listen to my heart as one Christian to another as I try to explain my son, Tim to you.

When Tim was born, we were so very happy. We had a wonderful daughter, Jennifer and a son, Tim. I knew in the beginning they were not our children, only that God had loaned them to us for awhile. So, that is the reason they were Christened and given back to Him.

I always did my best to be a good mother and always taught them to love and respect everyone, especially the Lord.

I am not saying that Tim is perfect Mayor Bright but I am saying he loves and is loved by so many people.

Tim goes out of his way to help the elderly, taking them to the doctor and so much more good too numerous to tell it all.

His dad and I have been married 53 years and have had a happy life together with our children and now that we are much older and with so many health problems, Tim is all too willing to be in our lives and help us.

Tim is a registered voter and votes- so am I. I also work the polls and help with community services as much as possible.

Mayor Bright, the one wish I have is that all this bad stuff could be removed-before I leave this earth to make that beautiful cross over or better still, be caught up in the rapture. I also work with the prayer ministry at Eastmont Baptist Church in Montgomery.



I pray you can find it in your heart to give Tim a pardon. Tim has never harmed anyone except himself at one point and time in his life.

I pray that God gives you the right choice, and I also pray God's blessings on you and your wonderful family you love as I love mine.

Thank you for taking the time to read this from your heart, and I pray God's will be done in all our lives.

Sincerely, Your Sister In Christ

Willa Rhodes

#3

November 15, 2005

To The Honorable Bobby Bright:

My name is Janice Bryant and I have been a close personal friend of Tim Rhodes for 40 years. We grew up in the same neighborhood until we moved away and left them in Ridgecrest. We stayed in touch and when I had my two children, he was a godfather to them.

The older we got, the closer we became. He has gone to school and held jobs to make something of himself. He has been a part of my children's lives all these years, and now is godfather to their children. He would not have been so involved in their lives only because of who he is.

He is a good decent man and a very dependable friend. It would be a good decision to clear Tim of all these charges that have followed him all these years.

Sincerely,

Janice Bryant

8242 Parkview Court

Dear Mayor Bright:

I have known Timothy Rhodes for 10 years. He is a fine Christian man and a good friend. Timothy is kind and generous. He is the type of person to help anyone in need. When I came here I did not know my way around and Timothy would drive me to the doctor and has drove me to the airport several times.

I had a leg injury and was in Cedar Crest and Rehabilitation Center and when I came home, Timothy stayed with me night and day until my sister could get here from Mobile.

I am 76 years old and I am very proud to call Timothy my friend.

Thank you,

Mary Langoul
Mary Langard

8242 Parkview Court Montgomery, Alabama ##

# #5

### Elmore County Board of Education

November 18, 05

Jeffery E. Langham Superintendent 203 Hill Street P.O. Box 817 Wefumpka, Alabama 36092

BOARD MEMBERS
Johnny Carothers, Chairman
Ray Stringer, Vice Chairman
Pres Allinder

Vicki W. Owen Chief Financial Officer

Dear Mayor Bright:

Telephone: (334) 567-1200 Fax: (334) 567-1405 www.elmoreco.com

Kitty Graham Mary Ann McDonald Robert Sims Larry Teel

My name is Jennifer Rhodes Nixon, sister of Tim Rhodes. First of all, I would like to thank you for this opportunity to write to you on his behalf.

Tim and I grew up together. There is only 16 months different in our age, with me being the oldest. We had a good childhood, and Tim had many opportunities when he graduated from high school; but he got involved with people where bad judgements were made. This influence turned him in another direction (like life does To almost everyone at some point). But with love and concern from his family and newsought friends, his life has changed remarkably. He is a Christian man with a deep spiritual conviction. He is also very caring and involved with our aged parents who depend on him for many different things. However, due to his situation with his past, it has kept him from being successful in the workforce and being a productive part of society.

Tim was such a big part of my daughter Stephanie's life until she passed away 3 years ago. She was brain damaged at child birth and was diagnosed with severe cerebal palsy. She could not speak or walk and was totally dependent on others for care. Tim was always ready to help. He had a beautiful relationship with her until the end. When I was employed with the City of Montgomery, Therapeutic Recreation Center as Assistant Director for 13 years, he helped me tremendously with my daughter. He has a lot of patience and love for all people. Presently, I am employed with Elmore County

#5A

Board of Education /State Vocational Rehabilitation, and my husband and I have been licensed foster parents. During the past nine years, I have meet many people with different disabilities, including mental retardation, mental illness, etc. I work with Special education students into transitioning services from high school to post secondary education. I am also on the Advisory Board of Mental Health and Mental Retardation with the State of Alabama. I have a strong conviction and concern for people who are disadvantaged in areas where they need assistance and especially support from those who can make a difference. That is why I believe everyone needs a second chance to prove themselves.

Tim is a remarkable person. He is loving, caring, responsible, and of course, my brother. I am asking you, Mayor Bright, to please give him an opportunity to excel in the future so he does not always have to cling to his past. Again, thank you for your time and consideration.

Respectfully,

Junifer Rhodes Nixon



January 18, 2006

#### Dear Honorable Bobby Bright:

As godmother to Tim Rhodes for the past 40 years, I would like to express my opinion and state some facts about Tim's misdemeanor record with our "fair city".

Firstly, as a widow of a State Trooper since 1982 (when my husband was killed after 30 years of service with the State of Al.), I understand how important it is to pay fines and to keep court appearances; and I know for a fact that Tim has never failed to meet his responsibilities with our legal system, and has never failed to pay or appear for any offence with which he has been charged.

He has been raised responsibly and has always been active and concerned in my life along with my two children an their families over all these years.

While Tim's family and I have discussed whether to step into Tim's life during his early adulthood, we all decided to allow Tim the opportunity to discover for himself his own convictions and which decisions he should make in the course of a lifetime; and, as the old

saying goes: "God is always on time".

Tim has come to me many times over the recent years expressing how he wished he could go

back to work and retire his 77 year old, cancer-stricken father who has worked at Reinhardt

Motors for the past 40 years, and where he is now still employed.

Especially on Tim's behalf and because of a 30-year past of confusing, vicious, and less than

upright elements that he has endured, I have no hesitation in asking you, Your Honor, to please

help our Tim along his newly found path of reality.

May God guide you in this, and all of the decisions you must make each day as Mayor of our great City.

Respectfully,

Hazel Bryant

Hazel Bryant

Case 2:08-cv-00004-MEF-CSC

Document 1-2

Filed 01/02/2008

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# GA

5961 Ralston Way Montgomery, Al. 36116



November 18, 05

Honorable Bobby Bright

Dear Honorable Bobby Bright:

I am writing this letter and praying for the words and phrases to attempt to explain my need for your help during this critical time of my life.

As a graduate of Sidney Lanier High School (Valedictorian, 1976), I did not immediately seek any other form of higher education; but, instead, decided to go where my life and newly-found acquaintances would lead me.

As hindsight would have it, naturally, this road led to several misdemeanor convictions with our City (not to mention a life that would seem to prove totally dependent upon the generosity of my family).

I would like to say; however, your Honor, that as a white Christian, middle-aged man now; I harbor no grudges or ill-feelings towards any and all persons in my past who may have been instilling in me

A sense of false security and hope as to the quality of life that I might possibly have attained.

2001-2003

While living on Mt. Meigs Rd. in Montgomery, Al. several years ago, I applied for a pistol permit to protect myself and my home. A Sgt. Hayes called my home several days later and said they needed more information and that I should go back down the County.

While complying with his request and upon arriving back at the County, Sgt. Hayes informed me that that there were new laws and I would have to register as a "sex offender".

It has been this assassination on my character that has proven to hinder my efforts in finding employment and also obtaining affordable housing (not to mention how it has affected my state of wellness as a mental health patient in our city for the past 20 years).

In closing may I say that if I had but one plea to request in the period of a lifetime, it would be that this "label" was not affixed to my name; and may God guide, guard, and direct you and your heart, conscience, and senses along with your family, career, and ever thing you hold dear in your life, also ,

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Filed 01/02/2008

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Respectfully yours,

Timothy W. Rhodes

Timothy Wade Rhodes



#### PARDON REQUEST

Pursuant to Alabama Code §12-14-15, the Mayor may pardon a criminal conviction in Municipal Court. Please 1) complete the form below, 2) submit a criminal background check performed by the Alabama Department of Public Safety, and 3) submit copies of all Municipal Court and/or Montgomery Circuit Court records concerning the criminal conviction sought to be pardoned.

Name: Timothy Wade Rhodes  Up dated	Address:	619 Durward Dr. Montg., AL. 3611
Address: 6112 A Eden East Drive, Montgomery, AL 3	6117	Montgy HL.
Date of Birth:		
S.S. N		
Employment History (for last ten years):		
Approx 2001-2002: Demonstrator, Sam's Club Address at the time: East-dale coaks Apts - 425 N. Burba Approx. 1999-2001: Cashier, Quick-Serve City, Address at the time: Hillop Arms Apts - Montgomery	a E. 36117	
Address at the time: Hillton Arms Apts Montgomery  Approx 1996-1999: Desk Clerk, Capital Inn	ist.	• •
Marital Status: Single		
Children: None		
Education: Two years college		
Offense: see attached		
Date of Offense: Various, 1981-1992	, <b>Q</b>	
Your Age at the Time of the Offense: Approx 23 - Approx 34		

ALABAMA DEPARTMENT OF PUBLIC SAFETY ABI IDENTIFICATION UNIT PO BOX 1511 MONTGOMERY AL 36102-1511

To:

RECORD CHECK ON PREMISES

ABI

MONTGOMERY AL 36104 Release Date: 01-30-2006

SID Number : 00853296

FBI Number :

Requestor  $#:\overline{435}$ 

Attention: RECORD CHECK ON PREMISES

Subj: RHODES, TIMOTHY W

SSN:

The following information contains the results of inquiry request 2006-01-1485 made on 01-30-2006 concerning the above named subject.

> FURNISHED HEREWITH copy (copies) of RECORD of subject.

> > CERTIFIED COPY OF ABI DOCUMENT

THE USE OF THIS RECORD AND ATTACHED INFORMATION IS REGULATED BY LAW AND IS PROVIDED FOR OFFICIAL USE ONLY. IT MAY BE USED FOR THE PURPOSE REQUESTED AND MAY NOT BE RE-DISSEMINATED TO ANOTHER INDIVIDUAL OR AGENCY.

TFX0144

Case 2:08-cv-00004-MEF-CSC Document 1-2 Filed 01/02/2008 Page 18 of 23 ALABAMA DEPARTMENT OF PUBLIC SAFETY ABI IDENTIFICATION UNIT \*\*\*\*\*\*\*\*\*\* RESULTS OF ABI SEARCH \*\*\*\*\*\*\*\*\*\* FBI ID NO. REPORT DATE\* STATE ID NO. \*NAME TIMOTHY AL-00853296 \*RHODES W BIRTH PLACE BIRTH DATE HEIGHT WEIGHT EYES HAIR \*SEX RACE BLK **ALABAMA** 5-11 180 BRO W 05/12/58 FPC-HENRY \*SOCIAL SECURITY SCARS-MARKS-TATT \*422-92-9193 13 M 1 R OII 13 SC FACE S 1 U III \*ALIAS NAMES MIT \*RHODES BIRTH DATES SOCIAL SECURITY OCCUPATION \*FILE NUMBER **DISABLED** \*00853296 \*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\* \*ARREST-01 07/23/1984 AGENCY-MONTGOMERY PD COMMUNICATIO ORI(AL0030100) NAME USED-RHODES TIMOTHY LOCAL CASE # 213021 CHARGE 01 DRIVING UNDER INFLUENCE LIQUOR-

DATE OF DISP-08/21/84

PAGE =

OF ABI DOCUMENT

OFFENSE DRIVING UNDER INFLUENCE LIQUOR-

DISP-CONVICTED

Case 2:08-cv-00004-MEF-CSC Document 1-2 Filed 01/02/2008 Page 19 of 23 SENTENCE- SUSPEND: 10D OTHER COURT PROVISIONS - FINE: \$250 \*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\* \*ARREST-02 11/05/1986 AGENCY-MONTGOMERY PD COMMUNICATIO ORI(AL0030100) TIMOTHY LOCAL CASE # 47918 NAME USED-RHODES CHARGE 01 INDECENT EXPOSURE-DATE OF DISP-02/19/87 DISP-CONVICTED OFFENSE INDECENT EXPOSURE-SENTENCE- SUSPEND: 60D 07/02/1987 \*ARREST-03 AGENCY-MONTGOMERY PD COMMUNICATIO ORI(AL0030100) LOCAL CASE # 41918 NAME USED-RHODES TIMOTHY CHARGE 01 INDECENT EXPOSURE-DATE OF DISP-08/07/87 DISP-CONVICTED LESS OFN OFFENSE PUBLIC PEACE-PUBLIC LEWDNESS SENTENCE- CONFINE: 90D \* 09/03/1987 AGENCY-MONTGOMERY PD COMMUNICATIO ORI(AL0030100)

LOCAL CASE # 226110 NAME USED-RHODES CHARGE 01 DRIVING UNDER INFLUENCE LIQUOR-

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TIMOTHY

Case 2.00-07-00004-MEF-CSC Document 1-2 Filed 01/02/2000 Fage	20 01 23
DISP-CONVICTED DATE OF DISP-10/01/87	*
* OFFENSE DRIVING UNDER INFLUENCE LIQUOR-	* , 9
OFFENSE DRIVING UNDER INFLUENCE LIQUOR- SENTENCE- SUSPEND: 10D	* * * *
OTHER COURT PROVISIONS - FINE:\$500	* # 2
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ARREST-05 08/17/1992	*
AGENCY-MONTGOMERY PD COMMUNICATIO ORI(AL0030100)	* .
LOCAL CASE # 12664 NAME USED-RHODES TIMOTHY	*
CHARGE 01 INDECENT EXPOSURE-	*
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NOT BE RE-DISSEMINATED TO ANOTHER INDIVIDUAL OR AGENCY.	*

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Case 2:08-EX-00004-MFF-CSC-REPERCHMENT BACK Filed 04/192/2008, RCPAGE-ANT-291/23

# 3 3-17-81 o no disp MONTGOMERY POLICE DEPARTMENT o Rublic Lewd CRIMINAL RECORDS DAVSION 1.D. CLERK: 9-15-81 o mo disp DATE: 3-30 2 Deot of Prop 7-23-84 a \$251.00 + 10days both susy 3 DUI # 88-26 6-6-85 A) Harass CHARGE(S) LISTED IS THE ONLY INFORMATION AVAILABLE TO THE CRIMINAL RECORDS SECTION. 3-25-86 #88-90 , St Offense 3 Haras (11-05-86 · Jardsent susp) Indecent exp · 60days jail susp 12-31-86 De 2-14-87 , no diff Harass o fard sent godays gepended godays and hoffense godays jard 7-2-87 DC Haras D (Indocernt - Jaidsent 30 days 8-19-87 2 Karas 1\$ 5000 00 9-03-87 3 d offense DUT , Time + Jour sentence suspend CHARGE(S) LIST 8-1292 I.E. CHARGE(S) LISTED IS THE ONL INFORMATION AVAILABLE TO

behind a dumpster at a local convenience store. Po lice diew their weapons
LAWYER: Mr. Flank Riggs - reduced 1500 Indecent Exposure
2) Destruction of Property: Domestic-Yelated. Busted my own T.V. (bought, paid for) on the drive of my Palent's home. Neighbor called Police. No DISP
3 D. U.I. : Guilty as Charged.
4) Halassment: Probably domestic-related.
5) Harrassment: Domestic or Neighbor-related.
6) Indecent Exposure = 15 Conviction
Dak PACK Accest: Relieving myself sexually in the restroom + heard someone enter. Stated: " I'll be out shortly!"
Black male enters the urinal room & identifies himself as a Ranger, & sees main the Act of masterbation my arect penis.
Disordary Conduct: Neighbors got tired, evidently, of my beer drinking on our property (started off in back yardonly;
a. I Ila prealeted to trong yard held drinking. The congression
(8) Harrasment: Positively Domestic-related (or else, the No Disp would)
9) 1 st only multiple charge arrest:  Indecent Exposure: 2 Conviction
Neighbor makes statement: "SHOW TIMMY"!
I respond: "Let Timmy show you!" Turned around, at that point,
and gave her the "Mount.  ———————————————————————————————————
HAD THE OPPORTUNITY  IN LAST I.E. CONVICTION  (#12) to explain to  Campbell that this charge  All the time. 191
Campbell that this charge all the FIME.  WAS NOT SEXUAL, + informed all thout any response from me or the opportunity either
him of how I should   Campbell sentaires me 90 days in juil
to respond to tetters = My mother appeals: Judge C. Price orders probation.
HARRASS: only time ever served in sail hesides over-night for served in sail hesides over-night
(1) D. V. I = Guilty As Charged Accused of exposing myself to a chill.
HARRASS:  OHARRASS:  O
We didn't have to Affect brove the beach was

Page 23 of 23 Case 2:08-cv-00004-MEF-CSC Document 1-2 Filed 01/02/2008 Your Honor: relativity of the shir law and it's administering by the country, Whitel States District Court for District of alabama, against this case, whether due to the law", or over more elifying, that it me a redoubtable inficielaal. Kirknen Personal Timothy W. Rhodes Notary Valenci Sta MY COMMISSION EXPIRES MAY 24, 2010